

1 RENE L. VALLADARES
Federal Public Defender
2 State Bar No. 11479
JOANNE L. DIAMOND
3 Assistant Federal Public Defender
411 E. Bonneville, Ste. 250
4 Las Vegas, Nevada 89101
(702) 388-6577
5 Joanne_Diamond@fd.org

6 Attorney for Nicole Marie Scuderi

7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff

12 v.

13 NICOLE MARIE SCUDERI,

14 Defendant
15

Case No. 2:21-cr-00134-CDS-DJA

**STIPULATION TO CONTINUE
SENTENCING HEARING**
(Fourth Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M.
18 Frierson, United States Attorney, and Kimberley M. Frayn, Assistant United
19 States Attorney, counsel for the United States of America, and Rene L. Valladares,
20 Federal Public Defender, and Joanne L. Diamond, Assistant Federal Public
21 Defender, counsel for Nicole Marie Scuderi, that the Sentencing Hearing currently
22 scheduled on March 29, 2023, be vacated and continued to a date and time
23 convenient to the Court, but no sooner than sixty (60) days.

24 This Stipulation is entered into for the following reasons:
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1 1. On December 16, 2022, the government provided a restitution
2 breakdown to defense counsel. The sum exceeds the restitution amount in the plea
3 agreement by more than \$450,000.

4 2. The parties need additional time to investigate the discrepancy in the
5 restitution owed.

6 3. The defendant is out of custody and agrees with the need for the
7 continuance.

8 4. The parties agree to the continuance.

9 This is the fourth request for a continuance of the sentencing hearing.

10 DATED: March 21, 2023.

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12 RENE L. VALLADARES
13 Federal Public Defender

 JASON M. FRIERSON
 United States Attorney

14 /s/ Joanne L. Diamond
15 By _____
16 JOANNE L. DIAMOND
 Assistant Federal Public Defender

 /s/ Kimberly M. Frayn
 By _____
 KIMBERLY M. FRAYN
 Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3
4 UNITED STATES OF AMERICA,
5 Plaintiff

6 v.

7 NICOLE MARIE SCUDERI,
8 Defendant

Case No. 2:21-cr-00134-CDS-DJA

ORDER

9
10 IT IS THEREFORE ORDERED that the sentencing hearing currently
11 scheduled for Wednesday, March 29, 2023 at 10:00 a.m., be vacated and continued
12 to June 5, 2023 at the hour of 10:00 a.m. in courtroom 6B.

13 IT IS FURTHER ORDERED that any future request to continue will
14 require a hearing.

15 DATED this 23rd day of March, 2023.

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18 UNITED STATES DISTRICT JUDGE
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